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Attorneys for Plaintiff
MICHAEL D. BURCH, and the
BANKRUPTCY ESTATE OF MICHAEL D. BURCH

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

MICHAEL D. BURCH and THE
BANKRUPTCY ESTATE OF MICHAEL
D. BURCH,

Plaintiffs,

vs.

REGENTS OF THE UNIVERSITY OF
CALIFORNIA; LARRY VANDERHOEF;
GREG WARZECKA; PAM GILL-
FISHER; ROBERT FRANKS; and
LAWRENCE SWANSON,

Defendants.

CASE NO. S 04-38 WBS/GGH

**FURTHER STIPULATION
REGARDING MODIFICATION TO
FINAL PRETRIAL ORDER AND
[PROPOSED ORDER]**

DATE: December 5, 2006
TIME: 9:00 a.m.
CTRM: 5

As the Court is now aware, this matter did not resolve at the Settlement Conference yesterday. The final pretrial order requires that Plaintiff file his jury instructions and proposed form of verdict no later than ten (10) court days before trial. Plaintiff's counsel will file his jury instructions, proposed verdict forms and other mandatory trial documents either today or tomorrow. Per the final pretrial order, Defendants are to lodge and serve any instructions not already proposed by Plaintiff, Defendants' proposed verdict forms, and any objections that

1 Defendants have to Plaintiff's instructions no later than seven court days before trial. The
2 seventh court day before trial is November 24, 2006. Since November 23rd is a legal holiday
3 under FRCP 6(a) and the Eastern District is closed on November 24th, Defendants request
4 that their time to lodge and serve any additional instructions, the proposed verdict form, and
5 any objections to instructions be extended to November 27, 2006. Counsel for Plaintiff is not
6 opposed to this request.

7 Dated: November 21, 2006

SIEGEL & YEE

8 By /s/ Dan Siegel

9 Dan Siegel
10 Attorneys for Plaintiffs
11 MICHAEL D. BURCH, and the
BANKRUPTCY ESTATE OF
MICHAEL D. BURCH

12 Dated: November 21, 2006

PORTER, SCOTT, WEIBERG &
DELEHANT

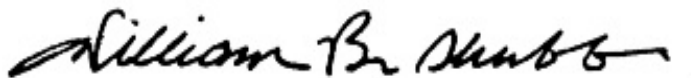
13 A Professional Corporation

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15 By /s/ Nancy J. Sheehan

16 Nancy Sheehan
17 Attorneys for Defendants
18 REGENTS OF THE UNIVERSITY OF
CALIFORNIA, LARRY VANDERHOEF,
19 GREG WARZECKA, PAM GILL-
FISHER, ROBERT FRANKS AND
LAWRENCE SWANSON

20 Good cause appearing, the final pretrial order is further modified to provide that
21 counsel for Defendants shall lodge and serve any objections to Plaintiff's instructions and
22 verdict forms, any instructions not already proposed by Plaintiff, and Defendants' proposed
23 verdict forms no later than November 27, 2006.

24 Date: November 22, 2006

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26 WILLIAM B. SHUBB
27 UNITED STATES DISTRICT JUDGE
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